

12/27/01  
JCS962 US PTO

Please type a plus sign (+) inside this box

01-02-02

PTO/SB/05 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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JCS962 US PTO  
10/03/5412/27/01  
10/03/54

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Attorney Docket No. 36992.00088 (HAL 197)

First Inventor Kenji Yamagami

Title Method and Apparatus for Backup and Restoring Systems

Express Mail Label No. E1 701 363 442 US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2.  Applicant claims small entity status.  
See 37 CFR 1.27.
3.  Specification [Total Pages 24]  
(preferred arrangement set forth below)
  - Descriptive title of the Invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed Sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  Drawing(s) (35 U.S.C. 113) [Total Sheets 6]  
[Total Pages 1]
5. Oath or Declaration [Total Pages 1]
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 CFR 1.63 (d))  
(for a continuation/divisional with Box 18 completed)
  - i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).
6.  Application Data Sheet. See 37 CFR 1.76

Assistant Commissioner for Patents

Box Patent Application

Washington, DC 20231

7.  CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a.  Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies); or
    - ii.  paper
  - c.  Statements verifying identity of above copies

## ACCOMPANYING APPLICATIONS PARTS

9.  Assignment Papers (cover sheet & document(s)) ✓
10.  37 C.F.R. §3.73(b) Statement  Power of (when there is an assignee) Attorney
11.  English Translation Document (if applicable)
12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations
13.  Preliminary Amendment
14.  Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15.  Certified Copy of Priority Document(s) (if foreign priority is claimed)
16.  Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17.  Other: General Authorization to Petition for Extensions of Time

18. If a CONTINUATING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76.

 Continuation  Divisional  Continuation-in-part (CIP) of prior application No: \_\_\_\_\_ / \_\_\_\_\_

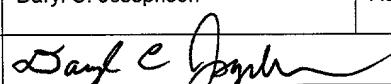
Prior application information: Examiner \_\_\_\_\_ Group / Art Unit: \_\_\_\_\_

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 17. CORRESPONDENCE ADDRESS

Customer Number or Bar Code Label or  Correspondence address below  
(Insert Customer No. or Attach bar code label here)

Name	Daryl C. Josephson				
	Squire, Sanders & Dempsey L.L.P.				
Address	600 Hansen Way				
City	Palo Alto	State	CA	Zip Code	94304
Country	U.S.A.	Telephone	(650) 856-6500		Fax (650) 856-3619

Name (Print/Type)	Daryl C. Josephson	Registration No. (Attorney/Agent)	37,365
Signature			Date December 27, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.



# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

**TOTAL AMOUNT OF PAYMENT** (\$ 1260)

Complete if Known	
Application Number	Unknown
Filing Date	December 27, 2001
First Named Inventor	Kenji YAMAGAMI
Examiner Name	Unknown
Group / Art Unit	Unknown
Attorney Docket No.	36992.00088 (HAL 197)

METHOD OF PAYMENT (check one)					FEE CALCULATION (continued)																																																																																																																																																																																																							
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <p>Deposit Account Number 05-0150</p> <p>Deposit Account Name Squire, Sanders &amp; Dempsey L.L.P.</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p>					<p>3. 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\*\*or number previously paid, if greater, For Reissues, see above

SUBMITTED BY						Complete (if applicable)
Name (Print/Type)	Daryl C. Josephson	Registration No	Attorney/Agent)	37,365	Telephone	(650) 856-6500
Signature				Date	December 27, 2001	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Examiner: Unknown

Kenji YAMAGAMI

Serial No.: Unknown Art Unit: Unknown

Filed: December 27, 2001

Title: Method and Apparatus for Backup and Restoring Systems

BOX PATENT APPLICATION

## Commissioner of Patents

Washington, D.C. 20231

**GENERAL AUTHORIZATION TO PETITION FOR EXTENSIONS OF TIME**

Dear Sir:

With reference to the subject application, and pursuant to 37 C.F.R. § 1.136, Applicants hereby authorize and request the Commissioner to treat any correspondence requiring a petition for extension of time as containing such a request therefor for the appropriate length of time. This general authorization is effective during the pendency of this application, including any division or continuing application therefrom.

Where no check is received by the Commissioner, you are hereby authorized to charge payment of the requisite petition fees, or charge any additional fee required under 37 C.F.R. § 1.17, or credit any overpayment of same, to Deposit Account No. **05-0150**.

Date: December 27, 2001  
Squire, Sanders & Dempsey L.L.P.  
600 Hansen Way  
Palo Alto, CA 94304-1043  
Telephone (650) 856-8791  
Facsimile (650) 856-3619

Respectfully submitted,  
Kenji Yamagami  
By Daryl C. Josephson  
Daryl C. Josephson  
Attorney for Applicant  
Reg. No. 37,365